IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3975 of 1998

For Approval and Signature:

HON'BLE MR.JUSTICE SHARAD D.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

STANDAR REDIATORS LTD.

Versus

SANJAYBHAI RAMESHBHAI VAKIL

Appearance:

1. Special Civil Application No. 3975 of 1998

MR SHUKLA for NANAVATI & NANAVATI for Petitioner

MR MUKESH H RATHOD for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE SHARAD D.DAVE

Date of decision: 09/05/2005

ORAL JUDGEMENT

The present petition has been filed by the petitioner - Standard Radiators Ltd. against the respondent Sanjaybhai R.Vakil, challenging the Award dtd.16/1/1998 passed by the Labour Court, Vadodara in Reference (LCV) No.268 of 1994, whereby the Labour Court

directed the petitioner to reinstate the respondent on his original post with full back wages and also with all consequential benefits, within a period of 30 days of publication, and in case of failure, the petitioner is directed pay 18% penalty interest to the respondent from 1/2/1998. The Labour Court also directed the petitioner to pay Rs.1000/- towards costs to the respondent.

2. Mr.Shukla, learned counsel for the petitioner and Mr.Rathod, learned counsel for the respondent have made a statement at bar that the dispute is settled between the parties amicably out side the court in view of the consent terms. They tender the consent terms signed by the respective parties along their respective counsel. The petitioner and the respondent both are present in the court. The parties and their signature have been identified by their respective counsel. The consent terms is taken on record. The learned counsel for the petitioner submits a cheque of Rs.2 Lacs to the learned counsel for the respondent for full and final settlement, as per the consent terms and the respondent foregoes his all claims towards reinstatement in service, full back wages and other legal dues in view of the impugned award, subject to clearance of the cheque.

3. In view of the above consent terms, this petition stands disposed of. Rule is made absolute in terms of the consent terms.

Liberty to revive in case of difficulty.

(SHARAD D.DAVE,J.)
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